

JAN 28 1976

MICHAEL RUDAK, JR., CLERK

IN THE

Supreme Court of the United States

OCTOBER TERM, 1975

No. 75-914

**GEORGE WALLACE, SR., ET AL.,
Petitioners,**

V.

**J. P. HOUSE, ET AL
Respondents.**

**PETITION FOR A WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

**MEMORANDUM FOR THE TOWN OF FERRIDAY
RESPONDENT, IN OPPOSITION**

**NORMAN MAGEE
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Ferriday, Louisiana, 71373**

Attorney for Respondent

IN THE
SUPREME COURT OF THE UNITED STATES
OCTOBER TERM, 1975
NO. 75-914

GEORGE WALLACE, SR., ET AL.,

Petitioners,

VERSUS

J. P. HOUSE, ET AL.,

Respondent.

MEMORANDUM FOR THE TOWN OF FERRIDAY,
RESPONDENT, IN OPPOSITION

The statement of the case as set forth by petitioners is substantially correct and will not be repeated herein for sake of redundancy.

The petitioners contend here, as they did below, that the Respondents mixed redistricting plan is unconstitutional. All facts of this argument were fully considered and rejected by the Court of Appeals in a thorough opinion on which we rely. Petitioners rely heavily on the case of *Connor V. Waller*, 44 L. Ed. 2d 486 (1975). However, as petitioners admit, the Connor case was specifically brought to the attention of the Court of Appeals in a Petition for Rehearing and the Court of Appeals denied the petition with Connor in mind.

Petitioners further contend that they should have been awarded counsel fees. The Court of Appeals considered this issue and vacated and denied the award of attorney fees for very valid reasons set forth in its opinion on which we rely.

It is therefore respectfully submitted that the petition for a Writ of Certiorari should be denied.

Respectively Submitted:

Norman Magee p.m.a.s.

NORMAN MAGEE
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Ferriday, Louisiana 71334

Counsel for Town of Ferriday,
Respondent

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that two (2) true and correct copies of the foregoing Memorandum for the Town of Ferriday, Respondent, have been served upon each of the following:

**Mr. Jack Greenberg
Mr. Eric Schnapper
Suite 2030
10 Columbus Circle
New York, New York 10019**

**Mr. Stanley A. Halpin, Jr.
344 Camp Street
New Orleans, Louisiana 70130**

**Mr. Paul Henry Kidd
Mr. Stephen J. Katz
709 Jackson Street
Monroe, Louisiana 71201**

**by United States Mail, postage prepaid and properly addressed,
this 27th day of January, 1976.**

Norman Magee per m.a.s.
NORMAN MAGEE